

R277 Education, Administration.

R277-912 Law Enforcement Related Incident Reporting

R277-912-1 Authority and Purpose

(1) This rule is authorized by:

(a) Utah Constitution Article X, Section 3, which vests general control and supervision over public education in the Board;

(b) Subsection 53E-3-401(4), which allows the Board to make rules to execute the Board's duties and responsibilities under the Utah Constitution and state law; and

(c) Subsection 53E-3-516 which directs the Board to establish rules regarding a collaborative annual report meeting all the requirements of Subsection 53E-3-516(2).

(2) The purpose of this rule is to establish the compiling mechanisms that will be required to generate the report required by Subsection 53E-3-516 and the form that the report may be accessed.

R277-912-2 LEA Reporting Requirements

(1) An LEA shall work with the Superintendent and the relevant law enforcement agencies and school personnel to collect the following incident data that occurred on school grounds while school is in session or during a school-sponsored activity:

(a) arrests of a minor;

(b) other law enforcement activities;

(c) disciplinary actions as defined in section 53E-3-316(1); and

(d) all other data as outlined in subsection 53E-3-516(3) and (4).

(2) An LEA shall collect the data in a form agreed upon by ~~school personnel~~ the Superintendent and the relevant law enforcement agencies.

(3) An LEA shall report the data required to the Superintendent in a timely manner;

(4) An LEA shall report the data compiled for each school year to the Superintendent on or before September 1st of the year in which the school year ended.

(5) An LEA shall report the data to the Superintendent in a form and through a platform prescribed by the Superintendent.

32 **R277-912-3 Annual Report Content and Access**

33 (1) The Superintendent shall compile the data to form an aggregated report that
34 complies with the requirements of Subsection 53E-3-516(3), (4) and (5).

35 (2) The report shall exclude all identifiable student information and data.

36 (3) The report shall be compiled no later than November 1st of each year in which
37 the school year ended.

38 (4) An external entity may request access to the [data used to compile the report](#)
39 through a written request to the Superintendent.

40 (5) The Superintendent shall respond to the request within 15 business days and
41 provide the report within 30 business days of the request by providing the most recent
42 [data set](#) ~~[completed report]~~ available at the time of the request, [so long as the data set](#)
43 [is aggregated and no student identifiable information is included in the data set.](#)

44 (6) If the request is for [the data being used for](#) an upcoming report that is more
45 than 30 days from being compiled, the Superintendent may wait longer than 30 days to
46 provide the requested report.

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48 **KEY: Incident Reporting; Law Enforcement.**

49 **Date of Enactment or Last Substantive Amendment:**

50 **Authorizing, and Implemented or Interpreted Law: Art X Sec 3; 53E-3-401(3); 53E-**
51 **3-516.**

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